Richard E. Leff, Esq. (RL-2123) McGIVNEY & KLUGER, P.C. 80 Broad Street, 23rd Floor New York, New York 10004 (212) 509-3456

Attorneys for Defendants: 90 CHURCH STREET LIMITED PARTNERSHIP and BOSTON PROPERTIES, INC.

UNITED STATES DISTRICT COURT	
SOUTHERN DISTRICT OF NEW YORK	ζ

-----X 21 MC 102 (AKH)

STANISLAW FALTYNOWICZ (AND WIFE, LUCYNA FALTYNOWICZ)

Index No.: 08-CV-2616

Plaintiff(s),

NOTICE OF ADOPTION OF ANSWER TO MASTER COMPLAINT

-against-

ELECTRONICALLY FILED

90 CHURCH STREET LIMITED PARTNERSHIP, et al.,

Defendant(s).

PLEASE TAKE NOTICE that Defendants, 90 CHURCH STREET LIMITED PARTNERSHIP and BOSTON PROPERTIES, INC., by their attorneys, McGIVNEY & KLUGER, P.C., as and for their Response to the allegations set forth in the Complaint by Adoption (Check-Off Complaint) Related to the Master Complaint filed in the above-referenced action, hereby adopt their Answer to Master Complaint dated August 2, 2007, which was filed in the matter of *In Re World Trade Center Lower Manhattan Disaster Site Litigation*, 21 MC 102 (AKH).

WHEREFORE, the defendants, 90 CHURCH STREET LIMITED PARTNERSHIP and BOSTON PROPERTIES, INC., demand judgment dismissing the above-captioned action as against them,

together with their costs and disbursements and for such other and further relief as this Court deems just and proper.

Dated: New York, New York June 19, 2008

Yours etc.,

McGIVNEY & KLUGER, P.C. Attorneys for Defendants 90 CHURCH STREET LIMITED PARTNERSHIP and BOSTON PROPERTIES, INC.

Richard E Leff (RL-2123) 80 Broad Street, 23rd Floor New York New York 10004 (212) 509-3456

TO: WORBY GRONER & NAPOLI BERN, LLP Plaintiffs Liaison
In Re Lower Manhattan Disaster Site Litigation
115 Broadway, 12th Floor
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All Defense Counsel